

August 3, 2009

Burnet R. Maybank, III
Member
Admitted in SC

VIA ELECTRONIC FILING

Public Service Commission of South Carolina
Docketing Department
101 Executive Center Drive, Suite 100
Columbia, South Carolina 29210

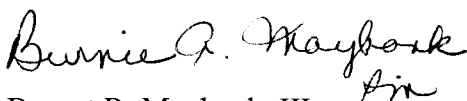
**Re: Docket Number 2006-219-C
Letter Requesting Certification of the Use of Universal Service Funds
pursuant to 47 CFR §54-314 and Telecommunications Act §254(e) –
Windstream South Carolina, LLC**

Dear Ladies and Gentlemen:

Enclosed please find a letter from Windstream South Carolina, LLC ("Windstream") requesting a letter from the Public Service Commission of South Carolina to the Federal Communications Commission ("FCC") and to the Universal Service Administrative Company ("USAC") certifying that Windstream is in compliance with all provisions of Section 254(e) of the Telecommunications Act..

Also attached please find an affidavit from Windstream regarding self-certification.

Very truly yours,



Burnet R. Maybank, III

sjn

Enclosures

cc: Nanette S. Edwards, Esq.
C. Dukes Scott
Joseph M. Melchers, Esq.
James E. Spearman, Ph.D.
James White

STATE OF SOUTH CAROLINA

(Caption of Case)

Certification of the Use of Universal Service Funds
pursuant to 47 CFR §54-314 and Telecommunications
Act §254(e) – Windstream South Carolina, LLC

BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

DOCKET

NUMBER: 2006 - 219 - C

(Please type or print)

Submitted by: Burnet R. Maybank III

Address: Nexsen Pruet, LLC

1230 Main Street, Suite 700

Columbia, SC 29201

SC Bar Number: 3699

Telephone: 803-771-8900

Fax: 803-253-8277

Other:

Email: bmaybank@nexsenpruet.com

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition

☒ Request for item to be placed on Commission's Agenda expeditiously

☐ Other:

INDUSTRY (Check one)	NATURE OF ACTION (Check all that apply)		
<input type="checkbox"/> Electric	<input type="checkbox"/> Affidavit	<input checked="" type="checkbox"/> Letter	<input type="checkbox"/> Request
<input type="checkbox"/> Electric/Gas	<input type="checkbox"/> Agreement	<input type="checkbox"/> Memorandum	<input type="checkbox"/> Request for Certification
<input type="checkbox"/> Electric/Telecommunications	<input type="checkbox"/> Answer	<input type="checkbox"/> Motion	<input type="checkbox"/> Request for Investigation
<input type="checkbox"/> Electric/Water	<input type="checkbox"/> Appellate Review	<input type="checkbox"/> Objection	<input type="checkbox"/> Resale Agreement
<input type="checkbox"/> Electric/Water/Telecom.	<input type="checkbox"/> Application	<input type="checkbox"/> Petition	<input type="checkbox"/> Resale Amendment
<input type="checkbox"/> Electric/Water/Sewer	<input type="checkbox"/> Brief	<input type="checkbox"/> Petition for Reconsideration	<input type="checkbox"/> Reservation Letter
<input type="checkbox"/> Gas	<input checked="" type="checkbox"/> Certificate	<input type="checkbox"/> Petition for Rulemaking	<input type="checkbox"/> Response
<input type="checkbox"/> Railroad	<input type="checkbox"/> Comments	<input type="checkbox"/> Petition for Rule to Show Cause	<input type="checkbox"/> Response to Discovery
<input type="checkbox"/> Sewer	<input type="checkbox"/> Complaint	<input type="checkbox"/> Petition to Intervene	<input type="checkbox"/> Return to Petition
<input checked="" type="checkbox"/> Telecommunications	<input type="checkbox"/> Consent Order	<input type="checkbox"/> Petition to Intervene Out of Time	<input type="checkbox"/> Stipulation
<input type="checkbox"/> Transportation	<input type="checkbox"/> Discovery	<input type="checkbox"/> Prefiled Testimony	<input type="checkbox"/> Subpoena
<input type="checkbox"/> Water	<input type="checkbox"/> Exhibit	<input type="checkbox"/> Promotion	<input type="checkbox"/> Tariff
<input type="checkbox"/> Water/Sewer	<input type="checkbox"/> Expedited Consideration	<input type="checkbox"/> Proposed Order	<input checked="" type="checkbox"/> Other: Cover Sheet
<input type="checkbox"/> Administrative Matter	<input type="checkbox"/> Interconnection Agreement	<input type="checkbox"/> Protest	
<input type="checkbox"/> Other:	<input type="checkbox"/> Interconnection Amendment	<input type="checkbox"/> Publisher's Affidavit	
	<input type="checkbox"/> Late-Filed Exhibit	<input type="checkbox"/> Report	

Print Form

Reset Form



Windstream South Carolina, LLC
236 West Center Avenue
Mooresville, NC 28115

Jayne Eve
Vice President – External Affairs

704-660-6680
704-664-9644 fax
jayne.t.eve@windstream.com

July 31, 2009

Mr. Charles L. A. Terreni
Chief Clerk/Administrator
Public Service Commission of South Carolina
Synergy Business Park, Saluda Building
101 Executive Center Drive, Suite 100
Columbia, SC 29210

RE: *Certification of the Use of Universal Service Funds pursuant to 47 CFR §54.314 and
Telecommunications Act § 254(e);
Federal Communication Commission CC Docket No. 96-45*

Dear Mr. Terreni:

This letter is to request that the Public Service Commission of South Carolina (“Commission”) submit a letter to the Federal Communications Commission (“FCC”) and the Universal Service Administrative Company (“USAC”) certifying that Windstream South Carolina, LLC is in compliance with all provisions of Section 254(e) of the Telecommunications Act.

The amount of federal high-cost support Windstream South Carolina, Inc. (“Windstream”) will receive in 2010 will be used for the services and functionalities outlined in 47 C.F.R. §54.101(a) and, as the attached affidavit shows, Windstream certifies that it will only use the federal high-cost support it receives for the provision, maintenance and upgrading of facilities and service for which such support is intended.

The FCC’s rules requires that, in order for carriers to receive the federal support for which they are eligible, state commissions file a letter with the FCC and USAC certifying that rural carriers are in compliance with section 254(e) of the Act by October 1 of each year. If certification is not received by the FCC on or prior to October 1, 2009 federal support for universal service in the areas serviced by Windstream within South Carolina will not be eligible for support in the first quarter of 2010. See 47 C.F.R. § 54.314(d).

Windstream respectfully requests that the Commission accept this letter and the attached affidavit as self-certification that Windstream is in compliance with 47 C.F.R. §54.314 and 47 U.S.C. § 254(e) and issue a letter to the FCC and USAC prior to October 1, 2009 certifying that Windstream South Carolina, Inc. is in compliance with Section 254(e) of the Act and therefore eligible to receive federal high-cost support in 2010.

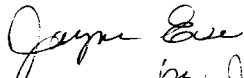


July 31, 2009

Page 2

Please let Burney Maybank or me know if you have any questions about this matter. Burney can be reached at 803-771-8900.

Sincerely,


Jayne Eve *by Jean Griggs*

cc: C. Dukes Scott, Executive Director of the Office of Regulatory Staff
Joseph M. Melchers, Esquire
James E. Spearman, Ph.D.
Burnet R. Maybank, III, Esquire
James White

AFFIDAVIT

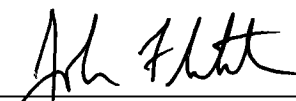
STATE OF ARKANSAS
COUNTY OF PULASKI

BEFORE ME, the undersigned authority, appeared John Fletcher, who deposed and said:

My name is John Fletcher. I am employed by Windstream South Carolina, LLC as its Executive Vice President and General Counsel. I am an officer of Windstream South Carolina, LLC (the "Company") and am authorized to give this affidavit on behalf of the Company. This affidavit is being given to support the Public Service Commission of South Carolina's certification as contemplated in 47 C.F.R. § 54.314.

Windstream South Carolina, LLC hereby certifies that it will only use the federal high-cost support it receives during 2010 for the provision, maintenance and upgrading of facilities and service for which such support is intended.

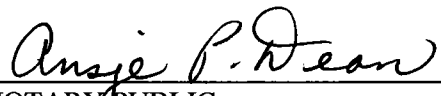
FURTHER AFFIANT SAYETH NOT.



John Fletcher
Executive Vice President and General Counsel

STATE OF ARKANSAS
COUNTY OF PULASKI

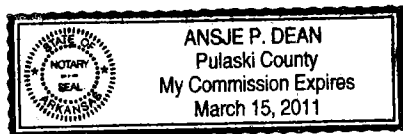
Acknowledged before me this 31st day of July 2009, by John Fletcher, as Executive Vice President and General Counsel of Windstream South Carolina, LLC who is personally known to me or produced identification and who did take an oath.



NOTARY PUBLIC

My Commission Expires:

3-15-11



ANSJIE P. DEAN

Printed Name of Notary

☒ Personally Known
☐ Produced Identification
☐ Type of Identification Produced